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Paper No. 16

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JUN 28 2004

In re Application of
Michael Alan Maiers et al.

Application No. 10/029,099

Filed: October 19, 2001

Attorney Docket No.:

STL9968/40046.171USU1

Title: DISC DRIVE PRINTED CIRCUIT
BOARD CONNECTOR LOCATING
FEATURE

DECISION ON RENEWED PETITION

OFFICE OF PETITIONS

This is a decision on the renewed petition filed June 18, 2004, pursuant to 37 C.F.R. §1.137(b)¹, to revive the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR §1.113 in a timely manner to the final Office action mailed November 12, 2002, which set a shortened statutory period for reply of three (3) months. On February 12, 2003, an after-final amendment was received, and on March 12, 2003, an advisory action was mailed. No extensions of time under the provisions of 37 CFR §1.136(a) were obtained. Accordingly, the above-identified application became abandoned on February 13, 2003. A Notice of Abandonment was mailed August 12, 2003.

¹ A grantable petition pursuant to 37 CFR 1.137(b) must be accompanied by:

- (1) The reply required to the outstanding Office action or notice, unless previously filed;
- (2) The petition fee as set forth in § 1.17(m);
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional, and;
- (4) Any terminal disclaimer (and fee as set forth in § 1.20(d)) required pursuant to paragraph (d) of this section.

On March 22, 2004, the original petition was filed under 37 C.F.R. §1.137(a), which was dismissed via the mailing of a decision on April 15, 2004.

With the instant petition, Petitioner has submitted the petition fee (which has been charged to Petitioner's Deposit Account, as authorized in the petition), and has made the proper statement of unintentional delay. The required reply was submitted with the original petition.

Regarding the petition fee, \$1,330 was submitted with the original petition. As such, \$130 has been charged Petitioner's Deposit Account, and the portion of the previous decision which set forth that the Petitioner was entitled to a refund is hereby **VACATED**.

As such, the petition is **GRANTED**.

After this decision is mailed, the application will be forwarded to Technology Center 2800 for further processing of the RCE submitted with the original petition.

Telephone inquiries regarding this decision should be directed to the undersigned at (703)-305-0011.



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